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2 Federal Defender
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6 Attorney for Defendant
7 TIMOTHY CELESTINE

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9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE EASTERN DISTRICT OF CALIFORNIA

11

12 UNITED STATES OF AMERICA,) NO. CR. S-05-0019 FCD
13 Plaintiff,)
14 v.) **STIPULATION AND ORDER CONTINUING
15 TIMOTHY CELESTINE,) STATUS CONFERENCE**
16 Defendant.)
17) Date: August 22, 2005
18) Time: 9:30 a.m.
19) Judge: Hon. Frank C. Damrell, Jr.
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20 IT IS HEREBY STIPULATED AND AGREED between plaintiff, United States
of America, and defendant, Timothy Celestine, that the status conference
scheduled for August 22, 2005, may be continued to September 19, 2005, at
9:30 a.m.

21 The defense has shared with the government the results of its
22 factual investigation. The parties seek additional time to meet (the
23 case agent has agreed to meet Mr. Celestine to discuss the circumstances
24 underlying the charge). Because this meeting may promote a resolution of
25 the case, the parties agree that the ends of justice to be served by a
26 continuance outweigh the best interests of the public and the defendant

1 in a speedy trial and that time under the Speedy Trial Act may be
2 excluded from the date of this order through September 19, 2005, pursuant
3 to 18 U.S.C. § 3161(h) (8) (A) and (B) (iv) (Local Code T4).

4 Respectfully submitted,

5 QUIN DENVIR
Federal Defender

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7 Dated: August 19, 2005

/s/ T. Zindel
8 TIMOTHY ZINDEL
Assistant Federal Defender
9 Attorney for TIMOTHY CELESTINE

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11 MCGREGOR SCOTT
United States Attorney

12 Dated: August 19, 2005

/s/ T. Zindel for M. Grad
13 MARY GRAD
Assistant U.S. Attorney

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15 O R D E R

16 The status conference is continued to September 19, 2005, at 9:30
17 a.m. and time under the Speedy Trial Act is excluded through that date
18 for the reasons set forth above and by agreement of the parties.

19 IT IS SO ORDERED.

20
21 Dated: August 19, 2005

/s/ Frank C. Damrell Jr.
22 HON. FRANK C. DAMRELL, JR.
United States District Judge